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PATENT *Row*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Rhoads et al.

Application No.: 09/476,686

Filed: December 30, 1999

For: PERSONAL AUDIO  
APPLIANCE

Examiner: H. Song

Date: December 22, 2005



Art Unit 2135  
Confirmation No. 8157

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service on December 22, 2005 as First Class Mail in an envelope addressed to: COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450.

*[Signature]*  
William Y. Conwell  
Attorney for Applicant

**NOTICE OF APPEAL**

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board from the decision of the Examiner mailed August 24, 2005, rejecting (and objecting-to) claims 5-8, 11-18 and 25-50 (Rule 41.31(a)). (Fee of \$500.00)

Applicants petition for a one-month extension of time from November 24, 2005 to December 24, 2005. If any additional extension of time is required, please consider this a petition therefor.

Please charge **\$620.00** (fee for Notice of Appeal and Extension of time) and any additional fees which may be required in connection with the filing of these papers or credit any over-payment, to Deposit Account No. 50-1071.

Date: December 22, 2005

**CUSTOMER NUMBER 23735**

Phone: 503-469-4800  
FAX 503-469-4777

Respectfully submitted,

DIGIMARC CORPORATION

By

*[Signature]*  
William Y. Conwell  
Registration No. 31,943